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Docket No.: 050389-0058

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Natsuo TATSUMI : Confirmation Number: 1865  
Application No.: 10/526,471 : Group Art Unit: 2821  
Filed: March 03, 2005 : Allowed: May 29, 2008  
Examiner: Tuyet Thi Vo  
For: LOGICAL OPERATION ELEMENT FIELD EMISSION EMITTER AND  
LOGICAL OPERATION CIRCUIT

**SECOND REQUEST FOR COMPLETE ACKNOWLEDGEMENT OF THE  
CITED ART**

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Office Communication dated June 30, 2008 wherein the Examiner states that the Request for Complete Acknowledgment filed June 12, 2008 contained a duplicate IDS which was initialed and sent to Applicant on February 25, 2008.

In reviewing the file, it is noted that we still have not received **complete** acknowledgement of the Information Disclosure Statement and cited art filed April 14, 2006. Specifically, the **European Search Report Dated March 7, 2006** listed under **“Other Art”** is **not initialed by the Examiner**. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement. Also

**No.: 10/526,471**

enclosed please find a copy of the **partially** initialed PTO-1449 received with the Office  
Action dated February 25, 2008.

Applicant hereby respectfully requests that:

- (1) the **completely** acknowledged PTO-1449 be furnished to Applicant; and
- (2) the record be clarified to confirm that the cited art has been considered and  
made of record.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Brian K. Seidleck  
Registration No. 51,321

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 BKS:kh  
Facsimile: 202.756.8087  
**Date: July 30, 2008**

**Please recognize our Customer No. 20277  
as our correspondence address.**



Applicant: Natsuo TATSUMI Docket No. 050389-0058 Serial No. 10/526,471

Title: LOGICAL OPERATION ELEMENT EMPLOYING A FIELD EMISSION TYPE MICROFABRICATED ELECTRON EMITTER AND LOGICAL OPERATION CIRCUIT Patent No. \_\_\_\_\_

Date Sent: 4/14/2006 ☒ Hand Carried ☐ Fax ☐ Electronic ☐ Cert. of Mailing ☐ 1st Class Mail ☐ Express Mail No. \_\_\_\_\_

☒ Transmittal Letter Second Submission

New Patent App ☐ Utility ☐ Design ☐ Cont. ☐ CIP ☐ Div. ☐ PCT ☐ RCE ☐ Prov

Other: \_\_\_\_\_

☐ Letter submitting \_\_\_\_\_ pages of drawings

☐ Req. for Approval of Drawing Amendments

☐ Req. for Oral Hearing

☐ Not. of Appeal ☐ Appeal Brief ☐ Reply Brief

☐ Rule 312 Amendment/Letter

☐ Req. for Acknowledgement of Cited Art

☐ Issue Fee

☐ Publication Fee

☐ Req. for Certificate of Correction

☐ Maintenance Fee for \_\_\_\_\_ years after grant

☐ Fee Address Indication Form \_\_\_\_\_

☐ Terminal Disclaimer

☐ Petition to Commissioner

☒ Form PCT/IB/338

☒ Other European Search Report

☐ Small Entity ☐ Large Entity

☐ Declaration/Power of Attorney

☐ Recordation of Assignment/Security Agreement

☒ Information Disclosure Statement

1 Form PTO 1449

1 References attached

☐ Preliminary Amendment

☐ Response to Missing Parts Notice

☐ Resp. to Notice to Correct App. Papers

☐ Certified Copy of Priority Doc.

☐ Claim for Convention Priority

☒ Response/Amendment to Office Action of N. of Non Compliance

☐ Request for \_\_\_\_\_ month Extension of Time



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|-----------|----|---|---------|------------|-----|---------|------|-------------|-------------|
| Check for | \$ | <input checked="" type="checkbox"/> Charge Deposit Acct. 500417 | \$ 0.00 | Atty Init. | GZR | Tkpr. # | 4234 | Secy. or PL | APHumphries |
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CMS Descrip.: \_\_\_\_\_

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

Docket No.: 050389-0058



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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|-----------------------------|---|----------------------------|
| In re Application of        | : | Customer Number: 20277     |
| Natsuo TATSUMI              | : | Confirmation Number: 1865  |
| Application No.: 10/526,471 | : | Group Art Unit: 2821       |
| Filed: March 03, 2005       | : | Examiner: Not yet assigned |

For: LOGICAL OPERATION ELEMENT EMPLOYING A FIELD EMISSION TYPE  
MICROFABRICATED ELECTRON EMITTER AND LOGICAL OPERATION CIRCUIT

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form PTO-1449. It is respectfully requested that the references be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.

Each non-English language reference was first cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action is attached for the Examiner's information.

10/526,471

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



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Facsimile: 202.756.8087  
Date: April 14, 2006

**Please recognize our Customer No. 20277  
as our correspondence address.**